

Judge Ronald B. Leighton

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

UNITED STATES OF AMERICA,

Plaintiff,

v.

CARLOS EDUARDO LOPEZ
HERNANDEZ, et al.,

Defendants.

NO. CR18-5579

**ORDER CONTINUING TRIAL DATE
AND PRETRIAL MOTIONS
DEADLINE**

The Court has considered the United States' Motion to Continue Trial Date and its Memorandum in Support, requesting a continuance of the trial date and pretrial motions deadline. In light of the circumstances presented in the United States' motion,

THE COURT FINDS that the failure to grant a continuance of the trial date would result in a miscarriage of justice, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

THE COURT FURTHER FINDS that this is a complex case due to the number of defendants and corresponding volume of discovery to be provided, and that it is unreasonable to expect adequate preparation for pretrial proceedings or the trial itself as those dates are currently set, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(ii).

THE COURT FURTHER FINDS that the failure to grant a continuance of the trial date and pretrial motions deadline would deny defense counsel the reasonable time

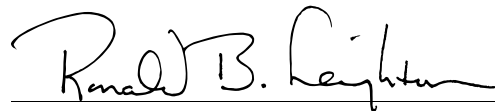
1 necessary for effective preparation, taking into account the exercise of due diligence,
2 within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv).

3 THE COURT FURTHER FINDS that the ends of justice will be served by
4 ordering a continuance in this case, that a continuance is necessary to ensure adequate
5 time for case preparation, and that these factors outweigh the best interests of the public
6 and the Defendants in a speedy trial.

7 Accordingly, IT IS ORDERED that the period of time from the date of this Order
8 until the new trial date of September 23, 2019, is excluded time pursuant to the Speedy
9 Trial Act, 18 U.S.C. § 3161(h)(7)(A).

10 Additionally, IT IS ORDERED that the pretrial motions deadline is reset to
11 August 23, 2019.

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13 DONE IN OPEN COURT this 24th day of January, 2019.

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17 Ronald B. Leighton
18 United States District Judge
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20 Presented by:
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23 s/ Marci L. Ellsworth
24 MARCI L. ELLSWORTH
25 KARYN S. JOHNSON
26 Assistant United States Attorneys
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